IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 4230 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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HINDUSTAN PETROLEUM CORPN. LTD - Petitioner(s)

Versus

GUJARAT ELECTRICITY BOARD (GEB & 2 - Respondent(s)

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Appearance :
MR GN SHAH for Petitioner(s) : 1,
MR NK MAJMUDAR for Respondent(s) : 1 - 2.
RULE SERVED BY DS for Respondent(s) : 3,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 16/12/2005

ORAL JUDGMENT

1. In response to the further order passed by this Court dated 23.11.2005 enabling the Electrical Inspector to pass an appropriate order considering the opinion of the Chief Engineer (E.I.), Central Electricity Authority, Government of Gujarat dated 17.11.2005, it is reported that the Electrical Inspector, Bhavnagar has already by

communication dated 8th December, 2005 now directed the Executive Engineer (Transmission), Gujarat Energy Transmission Company Limited, Bhavnagar to act as per the opinion of the Chief Engineer (E.I.), Central Electricity Authority, Government of Gujarat dated 17.11.2005 with regard to the electricity supply. Shri Prachchhak, learned AGP under the instructions from the Electrical Inspector, Bhavnagar has submitted that as such now considering the opinion/order passed by the Chief Engineer (E.I.), Central Electricity Authority, Government of Gujarat dated 17.11.2005 nothing further is required to be done by the said authority and the petitioner is required to be given the permanent connection for electricity supply. Shri Prachchhak, learned AGP produces on record the copy of the communication dated 8th December, 2005, the copy of which is given to Shri Majmudar, learned advocate appearing on behalf of the Electricity Company as well as Shri B.J.Shelat, learned senior advocate appearing on behalf of the petitioner. The said communication dated 8th December, 2005 is directed to be taken on record.

2. Under the circumstances, the respondent No.2 is directed to comply with the communication dated 8th

December, 2005 and give permanent connection for electricity supply to the petitioner as early as possible preferably within a period of 10 days from today subject to complying with other formalities.

3. The present Special Civil Application is, accordingly, disposed of. Rule is discharged.

Direct Service is permitted.

(M.R.SHAH, J.)

kdc.